

EXECUTIVE COUNCIL OF IOWA

MINUTES

MAY 23, 2011

The Executive Council met in regular session at 10:00 a.m. Room G09 of the Capitol Building with Secretary of State Matt Schultz presiding. Auditor of State David Vaudt, Treasurer of State Michael Fitzgerald and Secretary of Agriculture William Northey (via telephone) were present. Governor Terry Branstad was absent.

Regular session
May 23, 2011

Moved by Auditor Vaudt and seconded by Treasurer Fitzgerald that the Council approve the minutes of the Executive Council meeting held May 16, 2011.

Minutes
Approved

The vote: Ayes: Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

Moved by Treasurer Fitzgerald and seconded by Auditor Vaudt that the Council approve the request by Department of Natural Resources to convey Lake Petocka Park in Polk County to the City of Bondurant under the provisions of Iowa Code section 461A.32

Approved
Conveyance of
Property

The vote: Ayes: Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

Moved by Auditor Vaudt and seconded by Treasurer Fitzgerald that the Council approves the requests for Other Than Federal Funds and Federal Funds as listed in the office of the Secretary.

Approved Out-
Of-State Travel

The vote: Ayes: Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

Moved by Auditor Vaudt and seconded by Treasurer Fitzgerald that the Council approve the wavier requests as listed in the office of the Secretary with the exception of #350 which was withdrawn.

Out of State
Travel Waivers

The vote: Ayes: Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

Moved by Treasurer Fitzgerald and seconded by Auditor Vaudt that the Council approves the travel request changes as listed in the office of the Secretary.

Approved
Travel Request
Changes

The vote: Ayes: Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

Moved by Auditor Vaudt and seconded by Treasurer Fitzgerald that the Council approve the request from the Department of Justice, Attorney General's office as follows:

Approved
Outside
Counsel

The Department of Justice, Attorney General's office request for retention of outside counsel pursuant to Iowa Code section 13.3(1) to represent the defendants in *Central Iowa Construction Trades Council et al. v. Branstad et al*, No. 4:11-cv-202, a suit in federal court challenging Executive Order no. 69.

Firm: Nyemaster, Goode, West, Hansell, & O'Brien, P.C.
Attorney: Richard J. Sapp
 700 Walnuts, Suite 1600
 Des Moines, IA 50309
Rate: Not to exceed \$275.00 per hour

The vote: Ayes: Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

Moved by Treasurer Fitzgerald and seconded by Auditor Vaudt that the Council approve the following cost items:

Approved Cost
Items

- A. Patterson Law Firm L.L.P..... \$96.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Heidi Pendleton v. Ft. Dodge Correctional Facility, State of Iowa and
Second Injury Fund
- B. Patterson Law Firm L.L.P..... \$96.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Debbie Miller v. State of Iowa and Second Injury Fund
- C. Patterson Law Firm L.L.P..... \$714.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Craig Utech v. University of Iowa Hospitals and Clinics, State of Iowa and
Second Injury Fund
- D. Patterson Law Firm L.L.P..... \$180.00
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Scherrer v. University of Iowa Hospitals and Clinics; State of Iowa and
Second Injury Fund.
- E. Patterson Law Firm L.L.P..... \$278.50
729 Insurance Exchange Building
505 Fifth Avenue
Des Moines, IA 50309-2390
Maureen Kimmerle v. State of Iowa and Second Injury Fund
- F. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$1,423.85
The Davis Brown Tower
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Legal Services to state agencies on issues related to the visa status of
prospective state employees

- G. Dorsey & Whitney, LLP\$19,971.76
P.O. Box 1680
Minneapolis MN 55480-1680
Community Development Div. of the DED
- H. Dow, Lohnes PLLC.....\$674.21
1200 New Hampshire Ave NW Suite 800
Washington, DC 20036
Iowa Public Television
- I. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$1,629.00
The Davis Brown Tower
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Legal Services to state agencies on issues related to the visa status of
prospective state employees
- J. Davis, Brown, Koehn, Shors & Roberts, P.C.....\$615.00
The Davis Brown Tower
215 10th Street, Suite 1300
Des Moines, IA 50309-3993
Legal Services to state agencies on issues related to the visa status of
prospective state employees
- K. Wandro & McCarthy, P.C.\$10,075.00
2501 Grand Avenue, Suite B
Des Moines, IA 50312
Unclaimed Property Probate Matters

The vote: Ayes: Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

Moved by a Auditor Vaudt and seconded by Treasurer Fitzgerald that the
Council approve the following renewal memberships:

- A. Administrative Services in National Association of State Chief Information
Officers (NASCIO) in the amount of \$8,000.00 for July 1, 2011 - June 30,
2012.
- B. Education in National Association of State Approving Agencies in the
amount of \$500.00 for July 1, 2010 - June 30, 2011.

Approved
Renewal
Memberships

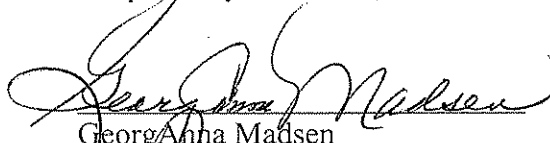
- C. Education in National Association of State Directors of Teacher Education and Certification in the amount of \$4,000.00 for July 1, 2011 - June 30, 2012.
- D. Education in National Consortium for Health Science Education in the amount of \$2,500.00 for July 1, 2010 - June 30, 2012.
- E. Iowa Comm. Network in National Association of State Technology Directors in the amount of \$3,500.00 for January 1, 2011 - January 1, 2012.
- F. Iowa Workforce Development in National Assn. of Government Labor Officials (NAGLO) in the amount of \$1,500.00 for July 1, 2011 - June 30, 2012.
- G. Iowa Workforce Development in Occupational Safety & Health State Plan Assn. (OSHSPA) in the amount of \$100.00 for July 1, 2011 - June 30, 2012.

The vote: Ayes: Secretary Schultz
 Auditor Vaudt
 Treasurer Fitzgerald
 Secretary Northey
 Nays: None

The meeting was adjourned at 10:07 a.m.

Meeting
adjourned

Respectfully submitted,


Georganna Madsen
Executive Secretary